IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL TRANSFER APPL. No. 29 of 2007

SMT.NIRAJ GOSWAMI
V/S
NARENDRA GIRI

Mr. RAJAT DAVE, for the appellant / petitioner

Mr. NR GOSWAMI, for the respondent

Date of Order : 4.7.2007

HON'BLE SHRI N P GUPTA,J.

ORDER

The grievance of the petitioner for seeking transfer of the divorce proceedings is mainly that the petitioner is a poor lady, and she has to accompany some male persons to attend the Court at Jodhpur, and cannot afford expenses of travelling. The other ground is that the divorce petition is wholly frivolous. In my view, the allegation about threatening being given on the part of the husband is mere bald averment, and learned counsel for the respondent assures that no harm would be caused to the petitioner if she goes to Jodhpur to attend the hearing, rather the respondent is even prepared to rehabilitate her to the matrimonial home. So far financial aspect is concerned, the petitioner has a remedy under Section 24 of the Hindu Marriage Act. In that view of the matter, I do not find any ground to transfer the proceedings. The transfer application is, therefore, dismissed.

(N P GUPTA),J.

/tarun/